

Message Text

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12

ACTION IO-11

INFO OCT-01 ISO-00 DHA-02 OIC-02 CIAE-00 DODE-00 PM-04

H-02 INR-07 L-03 NSAE-00 NSC-05 PA-02 PRS-01 SP-02

SS-15 USIA-15 AF-06 ARA-10 EA-09 EUR-12 NEA-10 /119 W

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R 251730Z FEB 76

FM USMISSION GENEVA

TO SECSTATE WASHDC 8357

INFO USUN NEW YORK 2696

UNCLAS GENEVA 1391

EO 11652: N/A

TAGS: SHUM, UN, UNHRC

SUBJECT: HUMAN RIGHTS COMMISSION - ITEM 13A AD HOC GROUP ON
APARTHEID

1. FIVE DELS HAVE SUBMITTED DRAFT RES UNDER ITEM
13A. THIS ITEM WILL NOT BE DISCUSSED BEFORE FEB 27.
US DEL DRAWS ATTENTION OF DEPT TO OP PARAS 3 AND 4 OF RES
RECOMMENDED FOR ECOSOC. INSTRUCTIONS REQUESTED.

2. TEXT FOLLOWS: BEGIN TEXT.

QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL
FREEDOMS, INCLUDING POLICIES OF RACIAL DISCRIMINATION AND
SEGREGATION AND OF APARTHEID, IN ALL COUNTRIES, WITH
PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT
COUNTRIES AND TERRITORIES

REPORT OF THE AD HOC WORKING GROUP OF EXPERTS

ETHPT, JORDAN, LIBYAN ARAB REPUBLIC, SIERRA LEONE AND
UNITED REPUBLIC OF TANZANIA: DRAFT RESOLUTION

THE COMMISSION ON HUMAN RIGHTS:

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RECALLING ITS RES 5 (XXXI) AND PARTICULARLY PARAS 8 & 10 THEREOF,

HAVING EXAMINED THE REPORT OF THE AD HOC WORKING GROUP OF EXPERTS
ESTABLISHED BY ITS RES 2 (XXIII) (E/CN.4/1187),

HAVING TAKEN NOTE OF THE DECLARATION OF DAKAR AND OF THE PROGRAMME
OF ACTION ANNEXED THERETO,

1. EXPRESSES ITS SATISFACTION TO THE AD HOC WORKING GROUP OF
EXPERTS FOR THE INTERIM REPORT IT HAS SUBMITTED;

2. DEPLORES THAT POLICIES OF APARTHEID AND RACIAL DISCRIMINATION
PERSIST IN SOUTHERN AFRICA AND THAT, IN PARTICULAR, SOUTH AFRICA
IS CONTINUING ITS ILLEGAL OCCUPATION OF THE TERRITORY OF NAMIBIA;

3. NOTES THAT THE ILLEGAL, INHUMAN AND DEGRADING PRACTICE OF PUBLIC
FLOGGINGS IN NAMIBIA IS NEVERTHELESS CONTINUING;

4. DRAWS THE ATTENTION OF STATES, INTERNATIONAL ORGANIZATIONS,
NON-GOVERNMENTAL ORGANIZATIONS AND SOCIO-PROFESSIONAL AND
INFORMATION GROUPS TO THE PROVISIONS OF THE DECLARATION OF DAKAR
AND OF THE PROGRAMME OF ACTION;

5. DECIDES THAT THE AD HOC WORKING GROUP OF EXPERTS SHOULD
EVALUATE ALL THE ASPECTS OF THE DECLARATION OF DAKAR AND OF
THE PROGRAMME OF ACTION AND SHOULD SUBMIT SPECIFIC PROPOSALS
TO THE COMMISSION AT ITS THIRTY-THIRD SESSION;

6. REQUESTS THE SECRETARY-GENERAL, IN APPLICATION OF THE PROVISIONS
OF PARA 10 OF COMMISSION RES 5 (XXXI), TO CONTINUE HIS CONTACTS WITH
A VIEW TO THE ORGANIZATION, IN SOUTHERN AFRICA, OF A SYMPOSIUM
ON THE MATTERS REFERRED TO IN PARA 20 OF THE CONCLUSIONS AND RECOMM-
ENDATIONS OF THE REPORT OF THE AD HOC WORKING GROUP OF EXPERTS
(E/CN.4/1159);

7. RECOMMENDS THAT THE ECONOMIC AND SOCIAL COUNCIL ADOPT THE
FOLLOWING DRAFT RESOLUTION:

"THE ECONOMIC AND SOCIAL COUNCIL,
TAKING NOTE OF RESOLUTION...(XXXII) OF THE COMMISSION ON HUMAN
RIGHTS AND OF THE REPORT OF THE AD HOC WORKING GROUP OF EXPERTS
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(E/CN.4/1187),
RECALLING THE PROVISIONS OF THE UNIVERSAL DECLARATION OF HUMAN
RIGHTS, OF THE INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL
AND CULTURAL RIGHTS AND OF THE INTERNATIONAL COVENANT ON CIVIL
AND POLITICAL RIGHTS, AS WELL AS VARIOUS INTERNATIONAL
INSTRUMENTS RELATING TO HUMAN RIGHTS,
CONVINCED OF THE URGENT NEED FOR STATES TO RESPECT FUNDAMENTAL
HUMAN RIGHTS AND FREEDOMS,

AWARE OF THE FACT THAT RACIAL DISCRIMINATION AND THE POLICY OF APARTHEID ARE LIKELY TO CONSTITUTE A THREAT TO INTERNATIONAL PEACE AND SECURITY,

1. EXPRESSES ITS COMPLETE SATISFACTION TO THE AD HOC WORKING GROUP OF EXPERTS FOR THE INTERIM REPORT IT HAS SUBMITTED AND INVITES IT TO CONTINUE ITS WORK;

2. EXPRESSES ITS DEEP CONCERN TO THE GENERAL ASSEMBLY REGARDING THE SITUATION IN SOUTHERN AFRICA AS CONSTITUTING A SERIOUS THREAT TO INTERNATIONAL PEACE AND SECURITY;

3. APPEALS TO ALL STATES TO CO-OPERATE WITH THE INTERNATIONAL ORGANIZATIONS IN THE MEASURES THEY ARE TAKING TO COMBAT RACIAL DISCRIMINATION AND APARTHEID;

4. INVITES MEMBER STATES TO RATIFY THE INTERNATIONAL CONVENTION ON THE SUPPRESSION AND PUNISHMENT OF THE CRIME OF APARTHEID;

5. REQUESTS THE SECRETARY-GENERAL TO COMMUNICATE THE REPORT OF THE AD HOC WORKING GROUP OF EXPERTS TO ALL COMPETENT BODIES IN THE UNITED NATIONS SYSTEM."

END TEXT. BRUNGART

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Margaret P. Grafeld
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